



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4

61 Forsyth Street

Atlanta, Georgia 30303-3104

May 11, 2016
Mr. Lee Barron, P.G., CHMM
Project Manager
Tennessee Department of Environment and Conservation
Division of Remediation
Knoxville Field Office
3711 Middlebrook Pike
Knoxville, TN 37921

Re: Smokey Mountain Smelters Superfund Site, Knoxville, Tennessee

Dear Mr. Barron:

The United States Environmental Protection Agency (EPA) has documented the release or threatened release of hazardous substances, pollutants or contaminants at the Smokey Mountain Smelters Superfund Site. Sections 104(b), 122(j) and other sections of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), as amended by the Superfund Amendments and Reauthorization Act of 1986 (SARA), clarify and define the respective roles of the EPA and Federal, State, and Tribal Natural Resource Trustees. Specifically, those sections of CERCLA require the EPA to notify the appropriate Trustees of potential natural resource damages emanating from a release or threatened release of hazardous substances, pollutants, or contaminants and to coordinate with the Trustees in assessments, investigations, planning, and negotiations in reference to the release.

Pursuant to Sections 104(b)(2) and 122(j), EPA hereby notifies the State of Tennessee of potential damages to natural resources that may be under your jurisdiction resulting from a release under investigation at the Smokey Mountain Smelters Superfund Site. We also seek to coordinate investigations of the site and negotiations with the potentially responsible parties to voluntarily conduct the Remedial Design/ Remedial Action. However, please note that Congress has mandated certain limited time frames under Section 122(e) for negotiations with potentially responsible parties.

Therefore, it is important that your Agency contact the EPA as soon as possible should you wish to coordinate and/or participate in the anticipated negotiations. Please contact Scott Miller, the Remedial Project Manager for the Site, at (404) 562-9120 or Caroline Philson, the Site Attorney, at (404) 562-9588. This will provide EPA with the maximum benefit of your Agency's expertise and unique perspective.

Thank you for your cooperation and support.

Sincerely,

A handwritten signature in dark ink, appearing to read "Scott Miller", written over the printed name.

Scott Miller, CHMM

Remedial Project Manager

Superfund Restoration & Sustainability Section

Superfund Division